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8 FAST WATER HEATER PARTNERS I, LP DBA
FAST WATER HEATER COMPANY, FWH
ACQUISITION COMPANY, LLC DBA FAST
WATER HEATER COMPANY; JEFFREY DAVID
JORDAN; AND JASON SPARKS
HANLEYBROWN

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 MIHAIL SLAVKOV, NIKOLA
14 VLAOVIC AND MARTIN ARNAUDOV,
individually and on behalf of those
similarly situated,

15 Plaintiffs,

16 v.

17 FAST WATER HEATER PARTNERS I,
18 LP dba Fast Water Heater Company, a
Delaware Limited Partnership; FWH
19 ACQUISITION COMPANY, LLC dba
Fast Water Heater Company, a Delaware
20 Limited Liability Company; JEFFREY
DAVID JORDAN, an individual; and
21 JASON SPARKS HANLEYBROWN, an
individual,

22 Defendants.

13 Case No. CV 14-4324 JST

14 **STIPULATION AND [PROPOSED]
15 ORDER GRANTING CONTINUANCE OF
16 THE CLASS CERTIFICATION BRIEFING**

STIPULATION AND REQUEST FOR A CONTINUANCE

2 Plaintiffs MIHAEL SLAVKOV, NIKOLA VLAOVIC and MARTIN ARNAUDOV
3 (“Plaintiffs”) and Defendants FAST WATER HEATER PARTNERS I, LP dba FAST WATER
4 HEATER COMPANY, FWH ACQUISITION COMPANY, LLC dba FAST WATER HEATER
5 COMPANY; JEFFREY DAVID JORDAN; and JASON SPARKS HANLEYBROWN
6 (“Defendants”) (collectively, “Parties”), stipulate to and request an order continuing the current
7 class certification briefing schedule by 45 days. This additional time will enable the Parties to
8 focus their time and resources towards ongoing settlement communications as part of the Court’s
9 ADR program. The parties are concerned that unless there is a continuance of the certification
10 briefing schedule, their settlement efforts may be hindered by the necessity of devoting all of their
11 time and litigation resources to class certification briefing. If the Court extends the schedule, the
12 Parties have agreed that there will be a corresponding stay of discovery and a tolling of the statute
13 of limitations on the claim brought under the Fair Labor Standards Act (“FLSA”).

14 This stipulation and proposed order is made on the following facts. The Parties attended
15 an early mediation in May 2015 before a private mediator. On January 19, 2016, the Parties
16 attended a second mediation, this time a day-long mediation with Arthur R. Siegel, the Court-
17 assigned Mediator to this matter. The Parties did not resolve the litigation at the mediation, but
18 settlement discussions are ongoing. The parties are facing substantial immediate discovery and
19 briefing efforts including the depositions of the named lead class members, additional written
20 discovery, Plaintiffs' discovery motion relating to the Defendant's deposition and written
21 discovery, a class certification motion and perhaps other motions.

22 Accordingly, the Parties request that this Court grant a 45 day continuation of the class
23 certification deadlines, as set forth below

Event	Deadline
Plaintiffs' motion for class certification	February 26, 2016 April 15, 2016
Defendants' opposition to class certification	March 25, 2016 May 16, 2016
Plaintiffs' reply brief re class certification	April 8, 2016 May 30, 2016

1	Hearing on class certification	May 26, 2016	June 30, 2016 at 2:00 p.m.
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3 The parties also request that for the next 45 days, the statute of limitations relating to FLSA
4 claims of putative class members is tolled and discovery (including discovery motions) is stayed.

5 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

6 DATED: January 26, 2016

PERKINS COIE LLP

8 By: /s/ Jonathan S. Longino

9 Sue J. Stott
10 Jonathan S. Longino
Aaron J. Ver

11 Attorneys for Defendants
12 FAST WATER HEATER PARTNERS I, LP
13 DBA FAST WATER HEATER COMPANY,
14 FWH ACQUISITION COMPANY, LLC
15 DBA FAST WATER HEATER COMPANY;
JEFFREY DAVID JORDAN; AND JASON
SPARKS HANLEYBROWN

16 DATED: January 26, 2016

WOODALL LAW OFFICES
DOUGLAS LAW OFFICES
BARNES LAW OFFICES

18 By: /s/ Kevin F. Woodall

19 Kevin F. Woodall

20 Attorneys for Plaintiffs
21 MIHAEL SLAVKOV, NIKOLA VLAOVIC
22 AND MARTIN ARNAUDOV

1 **[PROPOSED] ORDER**

2 The Parties' stipulation, request for a continuance, and revised case management schedule
3 are adopted. IT IS SO ORDERED.

4 DATED: January 27, 2016



5 The Honorable John S. Tigar
6 UNITED STATES DISTRICT JUDGE

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